

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

IN RE: DEALER MANAGEMENT
SYSTEMS ANTITRUST LITIGATION

This Document Relates To:

Loop, LLC, d/b/a AutoLoop v. CDK Global, LLC, Case No. 18-cv-2521

THE DEALERSHIP CLASS ACTION

MDL No. 2817
Case No. 18-cv-00864

Hon. Rebecca R. Pallmeyer

**STIPULATION AND PROPOSED ORDER REGARDING
CLASS CERTIFICATION SCHEDULE**

Pursuant to Local Rule 78.3, Plaintiffs Loop, LLC (“AutoLoop”) and Dealership Class Plaintiffs (“Dealers”) and Defendant CDK Global, LLC (“CDK”), by and through their undersigned counsel, jointly submit this Stipulation and proposed Order to extend the briefing schedule applicable to (1) AutoLoop’s and Dealerships’ Motions for Class Certification (the “Class Certification Motions”), and (2) *Daubert* challenges (the “*Daubert* Motions,” and together with the Class Certification Motions, the “Motions”).

WHEREAS, on July 31, 2023 (Dkt. 1390), the Court set a briefing schedule that required the Class Certification Motions to be filed by October 3, 2023; any opposition to the Class Certification Motions and any *Daubert* Motions to be filed by November 14, 2023; any replies in support of the Class Certification Motions and responses to any *Daubert* Motions to be filed by January 4, 2024; and any replies in support of the *Daubert* Motions to be filed by February 6, 2024;

WHEREAS, the parties have each requested additional discovery on issues related to class certification;¹

WHEREAS, the parties are unable to complete this additional discovery by the current deadline for the Class Certification Motions;

WHEREAS, the parties have met and conferred and anticipate completion of such additional discovery by October 19, 2023 for CDK and November 21, 2023 for Plaintiffs, with AutoLoop endeavoring to complete its production by October 19, 2023;

WHEREAS, the parties agree that it is more efficient to complete class certification briefing with a complete record, including the aforementioned additional discovery;

NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and between the parties to the Motions, that the following shall constitute the amended schedule for the Motions:

<u>EVENT</u>	<u>DEADLINE</u>
Opening Class Certification Briefs and Expert Reports	Tuesday, November 21, 2023
Opposition Class Certification Brief(s), Expert Report(s), & CDK's Opening <i>Daubert</i> Briefs (if any)	Friday, January 5, 2024
Reply Class Certification Briefs, Reply Class Certification Expert Reports, Plaintiffs' Opposition <i>Daubert</i> Briefs (if any), & Plaintiffs' Opening <i>Daubert</i> Briefs (if any)	Friday, February 16, 2024
CDK's Reply <i>Daubert</i> Briefs & CDK's Opposition <i>Daubert</i> Briefs (if any)	Friday, March 15, 2024

¹ AutoLoop served duplicative discovery requests after the Dealers had served their requests “(1) to ensure that it receive[d] the documents that CDK produces in response to the Dealer Class Plaintiffs’ First Set of Class Certification Requests for the Production of Documents, and (2) [was] able to participate in any meet and confers regarding those requests.” AutoLoop joins this requested extension to ensure a common briefing schedule and to avoid motions practice. CDK expressly reserves all rights to argue that the additional data and any projections based on the data are irrelevant to any claim.

Plaintiffs' Reply <i>Daubert</i> Briefs (if any)	Friday, April 5, 2024
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Dated: September 27, 2023

Respectfully Submitted,

/s/ Craig S. Primis

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*MDL Co-Lead Counsel representing Loop,
LLC, d/b/a AutoLoop on behalf of itself and
all others similarly situated*

SO ORDERED

Honorable Rebecca R. Pallmeyer
United States District Judge

CERTIFICATE OF SERVICE

I, Kevin M. Jonke, an attorney, hereby certify that on September 27, 2023, I caused a true and correct copy of the foregoing STIPULATION AND PROPOSED ORDER REGARDING CLASS CERTIFICATION SCHEDULE to be filed and served electronically via the court's CM/ECF system. Notice of this filing will be sent by e-mail to all parties by operation of the court's electronic filing system or by mail to anyone unable to accept electronic filing as indicated on the Notice of Electronic Filing. Parties may access this filing through the court's CM/ECF System.

/s/ Kevin M. Jonke

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